

Curtis et al. v. Alcoa

Alcoa's Objections to Plaintiffs' Deposition Designations

Witness: Stephen Barse

Page/Line	Objection
29:4-29:16	Hearsay
29:20-30:15	Hearsay
32:2-32:7	Hearsay
33:17-34:12	Hearsay; lack of foundation; legal conclusion
35:13-37:15	Hearsay; lack of foundation; legal conclusion
37:16-38:6	Hearsay
38:12-38:21	Lack of foundation
38:22-41:14	Hearsay; lack of foundation
42:8-43:2	Lack of foundation; best evidence rule
43:9-44:9	Hearsay; lack of foundation
45:14-45:24	Not relevant
47:8-47:24	Lack of foundation
49:10-53:1	Lack of foundation; legal conclusion
54:22-56:19	Lack of foundation; legal conclusion; hearsay
61:19-62:4 (through "beginning")	Hearsay
77:5-78:6	Hearsay; lack of foundation; legal conclusion
78:22-79:22	Hearsay; lack of foundation; legal conclusion
80:24-84:7	Lack of foundation; legal conclusion

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Alcoa's Objections to Plaintiffs' Deposition Designations

Witness: Ron Bloom

Page/Line	Objection
71:23-72:3	Mischaracterizes prior testimony
73:19-73:25	Mischaracterizes prior testimony
106:2-106:25	Lack of foundation

Alcoa's Objections to Plaintiffs' Deposition Designations

Witness: Ronald Hoffman

Page/Line	Objection
71:2-72:16	Lack of foundation
76:12-77:21	Lack of foundation
86:19-87:21	Lack of foundation
91:1-93:20	Lack of foundation
95:19-97:15	Lack of foundation
99:18-101:14	Lack of foundation
101:22-102:18	Lack of foundation
105:7-107:5	Lack of foundation
110:6-116:21	Lack of foundation
122:6-126:17	Lack of foundation
130:12-143:2	Lack of foundation

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Alcoa's Objections to Plaintiffs' Deposition Designations

Witness: Scott Kovaloski

Page/Line	Objection
95:12-100:1	Legal conclusion
157:18-160:16	Lack of foundation
170:11-188:11	Legal conclusion
189:5-190:4	Legal conclusion

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Alcoa's Objections to Plaintiffs' Deposition Designations

Witness: Ernest LaBaff

Page/Line	Objection
16:11-18:17	Hearsay
19:5-21:25	Hearsay
34:25-41:11	Hearsay; lack of foundation
43:19-43:25	Hearsay
46:19-47:22	Lack of foundation
64:21-66:10	Hearsay
78:24-79:16	Legal conclusion; lack of foundation
99:14-99:21	Not responsive; hearsay
110:23-114:25	Lack of foundation; hearsay
115:2-119:20	Lack of foundation
119:21-120:14	Hearsay
121:2-129:20	Lack of foundation; hearsay
139:14-140:21	Lack of foundation
182:10-182:21	Lack of foundation
191:3-191:11	Lack of foundation; hearsay
199:5-199:16	Mischaracterizes prior testimony
200:1-200:17	Legal conclusion
201:1-201:22	Legal conclusion
203:9-203:18	Leading
209:14-209:20	Legal conclusion; assumes fact not in evidence

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Alcoa's Objections to Plaintiffs' Deposition Designations

Witness: Mary Ellen Lammel

Page/Line	Objection
26:14-26:19	Lack of foundation
34:23-38:17	Lack of foundation
39:1-39:14	Not relevant
40:6-40:25	Lack of foundation; not relevant
50:24-52:9	Lack of foundation
53:1-53:19	Lack of foundation
53:25-54:1	Lack of foundation
57:22-60:9	Lack of foundation
61:3-63:12	Lack of foundation
67:1-71:5	Lack of foundation; eliciting testimony about inadmissible document (Dep. Ex. 401)
71:6-74:1	Lack of foundation; eliciting testimony about inadmissible document (Dep. Ex. 402)
77:23-79:8	Legal conclusion
102:6-104:6	Not relevant
111:2-112:4	Not relevant
112:8-114:10	Eliciting testimony about inadmissible document (Dep. Ex. 409)
116:4-119:11	Eliciting testimony about inadmissible document (Dep. Ex. 410)
119:1-119:11	Eliciting testimony about inadmissible document (Dep. Ex. 402)
123:10-124:18	Lack of foundation
134:21-135:21	Legal conclusion

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Alcoa's Objections to Plaintiffs' Deposition Designations

Witness: Gary MacDonald

Page/Line	Objection
57:18-59:11	Lack of foundation
65:20-66:3	Lack of foundation
78:11-81:8	Lack of foundation

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Alcoa's Objections to Plaintiffs' Deposition Designations

Witness: Harvey Martin

Page/Line	Objection
87:21-88:2	Leading
95:20-96:5	Lack of foundation
97:1-97:6	Leading
97:11-98:11	Leading
99:16-100:13	Eliciting testimony about inadmissible document (Dep. Ex. 539)

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Alcoa's Objections to Plaintiffs' Deposition Designations

Witness: Lauren McCullough

Page/Line	Objection
60:5-61:13	Lack of foundation
96:13-97:11	Counter-designation
157:19-162:1	Lack of foundation
171:6-171:18	Assumes fact not in evidence

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Alcoa's Objections to Plaintiffs' Deposition Designations

Witness: James Michaud

Page/Line	Objection
45:14-47:2	Mischaracterizes prior testimony (<u>see</u> p. 43:15-19)
47:8-48:18	Lack of foundation
119:21-120:9	Lack of foundation
136:13-136:20	Mischaracterizes document
137:13-138:16	Lack of foundation
140:24-142:5	Lack of foundation
161:1-161:20	Lack of foundation; eliciting testimony about inadmissible document (Dep. Ex. 197)
178:10-178:15	Mischaracterizes evidence
198:13-201:21	Lack of foundation

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Alcoa's Objections to Plaintiffs' Deposition Designations

Witness: Tom Mordowanec (6/22/2007)

Page/Line	Objection
17:18-17:22	Counter-designation
38:5-38:18	Hearsay
40:15-40:23	Hearsay
53:7-54:4	Lack of foundation
64:6-65:14	Hearsay
72:16-73:6	Lack of foundation
100:4-101:1	Counter-designation

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Alcoa's Objections to Plaintiffs' Deposition Designations

Witness: Tom Mordowanec (5/26/2009)

Page/Line	Objection
10:19-11:10	Mischaracterizes the record
13:1-13:15	Counter-designation
14:11-14:16	Counter-designation
23:23-24:14	Hearsay
30:21-33:10	Counter-designation

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Alcoa's Objections to Plaintiffs' Deposition Designations

Witness: John Murphy

Page/Line	Objection
30:15-31:16	Lack of foundation
89:8-89:21	Counter-designation
162:9-162:15	Leading
163:25-165:18	Leading
165:24-172:24	Leading
174:7-174:17	Lack of foundation; legal conclusion
175:6-176:22	Lack of foundation; legal conclusion
181:23-182:11	Asking witness to read inadmissible document (Dep. Ex. 197)

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Alcoa's Objections to Plaintiffs' Deposition Designations

Witness: Bob Newman

Page/Line	Objection
51:2-58:8	Lack of foundation

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Alcoa's Objections to Plaintiffs' Deposition Designations

Witness: Paul O'Neill

Page/Line	Objection
63:14-66:2	Lack of foundation
68:19-72:17	Lack of foundation
88:14-89:10	Lack of foundation
106:4-113:10	Lack of foundation
121:19-122:17	Not relevant
126:8-126:19	Lack of foundation
128:1-137:3	Lack of foundation
157:22-158:17	Lack of foundation
160:11-160:14	Lack of foundation
161:17-161:20	Lack of foundation
165:5-165:11	Lack of foundation
166:8-167:7	Lack of foundation
171:1-172:9	Lack of foundation
173:13-181:3	Lack of foundation
182:13-183:3	Lack of foundation

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Alcoa's Objections to Plaintiffs' Deposition Designations

Witness: Kevin S. Oxley

Page/Line	Objection
38:10-40:2	Hearsay
45:12-46:19	Lack of foundation
50:23-53:24	Counsel reading from inadmissible document (Dep. Ex. 401)
53:25-56:10	Counsel reading from inadmissible document (Dep. Ex. 402)
69:11-69:16	Counter-designation
70:16-70:25	Lack of foundation

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Alcoa's Objections to Plaintiffs' Deposition Designations

Witness: Russell W. Porter

Page/Line	Objection
112:23-114:10	Counsel reading from inadmissible document (Dep. Ex. 190)
123:14-123:23	Counsel referring to inadmissible document (Dep. Ex. 190)
126:1-126:10	Referring to inadmissible document (Dep. Ex. 190)
131:15-131:22	Lack of foundation
149:20-150:20	Lack of foundation; counsel referring to inadmissible document (Dep. Ex. 165)
152:16-153:3	Lack of foundation; counsel referring to inadmissible document (Dep. Ex. 165)

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Alcoa's Objections to Plaintiffs' Deposition Designations

Witness: Joseph Quaglia

Page/Line	Objection
25:24-29:11	Lack of foundation
32:12-35:9	Lack of foundation
39:16-42:20	Lack of foundation
43:19-44:8	Lack of foundation
44:9-46:3	Lack of foundation; mischaracterizes the record
48:12-49:15	Lack of foundation
51:15-61:13	Lack of foundation
62:9-62:24	Lack of foundation
63:25-66:17	Lack of foundation
67:14-68:2	Mischaracterizes the record
68:3-69:5	Lack of foundation; counsel reading from inadmissible document (Dep. Ex. 402)
69:19-70:1	Counsel reading from inadmissible document (Dep. Ex. 402)
75:11-76:12	Lack of foundation
76:20-77:5	Lack of foundation
82:1-82:9	Mischaracterizes record
83:21-85:13	Lack of foundation
84:14-84:21	Mischaracterizes record
85:14-88:7	Lack of foundation
96:4-96:10	Hearsay
100:2-101:20	Lack of foundation; counsel reading from inadmissible document (Dep. Ex. 197)
102:25-103:21	Legal conclusion
107:15-108:1	Lack of foundation
113:23-114:13	Lack of foundation
114:14-114:20	Legal conclusion
115:10-119:3	Lack of foundation
120:14-122:3	Not relevant
131:14-131:19	Lack of foundation
132:18-132:25	Mischaracterizes document; reading from inadmissible document (Dep. Ex. 410)
134:14-135:1	Mischaracterizes record
135:7-135:18	Assumes fact not in evidence
135:19-136:24	Lack of foundation
136:25-139:7	Lack of foundation
140:4-140:16	Lack of foundation

148:6-148:17	Mischaracterizes testimony
155:24-156:11	Lack of foundation

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Alcoa's Objections to Plaintiffs' Deposition Designations

Witness: Douglas Root

Page/Line	Objection
16:2-17:4	Lack of foundation
19:4-21:18	Lack of foundation
30:11-40:15	Lack of foundation
41:21-43:6	Lack of foundation
45:3-46:6	Lack of foundation
47:6-48:18	Lack of foundation
49:1-53:19	Lack of foundation
54:19-62:22	Lack of foundation
63:25-66:7	Lack of foundation
70:16-72:20	Lack of foundation
75:1-76:19	Lack of foundation
77:8-84:1	Lack of foundation
85:20-86:25	Lack of foundation
92:8-93:17	Lack of foundation
94:20-97:16	Lack of foundation
98:17-99:5	Attorney-client privilege
102:2-114:25	Lack of foundation
115:2-115:13	Legal conclusion
115:19-116:7	Lack of foundation
120:20-121:8	Lack of foundation
121:10-123:4	Lack of foundation
123:12-125:5	Lack of foundation
125:10-126:18	Lack of foundation
127:3-127:16	Lack of foundation
127:18-129:15	Lack of foundation
132:7-132:20	Lack of foundation
138:23-140:19	Lack of foundation
140:20-141:14	Assumes fact not in evidence
143:14-143:25	Mischaracterizes testimony
144:2-144:21	Lack of foundation
147:1-152:19	Lack of foundation
154:16-155:8	Assumes fact not in evidence

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Alcoa's Objections to Plaintiffs' Deposition Designations

Witness: Nicolaas Storm (6/17/2008)

Page/Line	Objection
24:19-24:24	Counter-designation

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Alcoa's Objections to Plaintiffs' Deposition Designations

Witness: Nicolaas Storm (5/19/2009)

Page/Line	Objection
7:5-8:25	Counter-designation
9:10-10:24	Counter-designation
11:21-16:8	Counter-designation
20:15-20:25	Counter-designation
21:20-24:9	Counter-designation

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Alcoa's Objections to Plaintiffs' Deposition Designations

Witness: Stephen Weidman

Page/Line	Objection
48:1-49:7	Lack of foundation
53:20-54:2	Lack of foundation

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Alcoa's Objections to Plaintiffs' Deposition Designations

Witness: William David Willett

Page/Line	Objection
30:21-32:10	Witness asked to read inadmissible document (Dep. Ex. 50)
32:11-36:1	Hearsay; mischaracterizes the document; lack of foundation
36:17-37:6	Hearsay
41:17-43:5	Asking witness to read inadmissible document (Dep. Ex. 51)
43:6-44:10	Lack of foundation; hearsay
44:11-44:21	Lack of foundation
45:6-45:17	Witness asked to testify about inadmissible document (Dep. Ex. 51)
54:15-62:5	Legal conclusion; lack of foundation
67:22-68:10	Hearsay
72:15-73:5	Lack of foundation
74:5-78:12	Lack of foundation; legal conclusion
78:13-78:18	Lack of foundation; legal conclusion
82:2-84:22	Asking witness to read from inadmissible document (Dep. Ex. 52)
85:15-85:21	Lack of foundation
88:1-88:3	Leading
93:22-94:7	Hearsay; lack of foundation
94:14-94:20	Lack of foundation
94:21-95:6	Hearsay
95:13-96:4	Hearsay
98:12-98:18	Asking witness to testify about inadmissible document (Dep. Ex. 54)
99:24-101:1	Asking witness to testify about inadmissible document (Dep. Ex. 54)
117:10-118:8	Asking witness to testify about inadmissible documents (Dep. Exs. 55 and 56)
173:12-174:7	Lack of foundation; hearsay
175:19-176:3	Lack of foundation
176:4-177:1	Leading
177:17-178:3	Lack of foundation
179:10-179:17	Legal conclusion; assumes fact not in evidence

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Alcoa's Objections to Plaintiffs' Deposition Designations

Witness: Gerald Wolfe

Page/Line	Objection
65:4-65:24	Lack of foundation

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Alcoa's Objections to Plaintiffs' Deposition Designations

Witness: Eugene Woloshyn

Page/Line	Objection
23:11-25:21	Lack of foundation
29:18-30:6	Lack of foundation
41:1-41:18	Lack of foundation
47:2-47:13	Lack of foundation
96:19-97:6	Mischaracterizes the record
120:14-120:23	Lack of foundation
125:21-127:4	Lack of foundation